

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

CYBERFONE SYSTEMS, LLC (f/k/a LVL
PATENT GROUP, LLC),

Plaintiff,

v.

CELLCO PARTNERSHIP, et al.

Defendants.

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C.A. No. 11-827-SLR

STIPULATION AND [PROPOSED] ORDER

IT IS HEREBY STIPULATED by the parties hereto, subject to the approval of the Court, pursuant to Rules 15(a)(2) and 41(a)(2) of the Federal Rules of Civil Procedure, that the First Amended Complaint filed in the above captioned matter at D.I. 75 is hereby amended to substitute NEC CASIO Mobile Communications, Ltd., a Japanese company as defendant in place of Casio America, Inc. Casio America, Inc. is hereby dismissed from this action and shall be removed as a party from the docket and all subsequent papers filed in this action. The Complaint's allegations concerning Casio America, Inc. shall be deemed to be directed to NEC CASIO Mobile Communications, Ltd. NEC CASIO Mobile Communications, Ltd. shall answer, move, or otherwise plead in response to the First Amended Complaint on or before January 18, 2012. This substitution and dismissal is made without prejudice.

January 14, 2012

BAYARD, P.A.

/s/ Stephen B. Brauerman

Richard D. Kirk (rk0922)
Stephen B. Brauerman (sb4952)
222 Delaware Avenue, Suite 900
Wilmington, DE 19801
(302) 655-5000
rkirk@bayardlaw.com
sbrauerman@bayardlaw.com

OF COUNSEL:

Marc A. Fenster
Russ, August & Kabat
12424 Wilshire Boulevard, Twelfth Floor
Los Angeles, CA 90025-1031
(310) 826-7474
mfenster@raklaw.com

*Attorneys for Plaintiff
CyberFone Systems, LLC*

POTTER ANDERSON & CORROON LLP

/s/ David E. Moore

Richard L. Horwitz (rl2246)
David E. Moore (dm3983)
Hercules Plaza, Sixth Floor
1313 North Market Street
Wilmington, DE 19801
(302) 984-6000
rhorwitz@potteranderson.com
dmoore@potteranderson.com

OF COUNSEL:

Scott D. Stimpson
Sills Cummis & Gross P.C.
30 Rockefeller Plaza
New York, NY 10112
(212) 500-1550
sstimpson@sillscummis.com

*Attorneys for Defendants Casio America, Inc.
and NEC CASIO Mobile Communications, Ltd.*

IT IS SO ORDERED this _____ day of January, 2012.

The Honorable Sue L. Robinson
United States District Judge